



State of New Hampshire  
DEPARTMENT OF ENVIRONMENTAL SERVICES

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095  
(603) 271-3503 FAX (603) 271-5171



August 20, 2002

James Mitza  
The Mitza Family Trust  
89 Ashworth Avenue  
Hampton, NH 03842

**LETTER OF DEFICIENCY# WSEB 02-108**  
Certified Mail #7099 3400 0003 0692 3249

Subject: Charlestown - Public Water System: Old Fort Four Apartments (EPA# 0412010)

Dear Mr. Mitza:

The records of the NH Department of Environmental Services (DES) show that the Old Fort Four Apartments water system is classified as a community water system, as defined by RSA 485:1-a. A community water system is defined as a public water system that serves at least 15 service connections used by year-round residents, or regularly serves at least 25 year-round residents.

Pursuant to NH Admin. Rule Env-Ws 352, the water system owner is required to issue to the system's customers a Consumer Confidence Report (CCR) by July 1<sup>st</sup> of each year. The CCR discloses water quality information that includes, but is not limited to, information on source water, levels of specific detected contaminants, and any drinking water violations the water system incurred during the past calendar year. Env-Ws 352 also requires the system owner to forward a copy of the CCR to DES by July 1<sup>st</sup> of each year and to submit certification of the CCR to DES by October 1<sup>st</sup> of each year.

DES records show that the subject water system failed to prepare and deliver the 2001 CCR, which should have been delivered to customers by July 1, 2001, and the 2002 CCR, which should have been delivered by July 1, 2002. The failure to prepare, deliver, and certify the 2001 and 2002 CCRs places the water system in violation of Env-Ws 352.

DES believes the CCR violations can be corrected by taking the following actions

**By September 13, 2002**, prepare and deliver to the water system's customers and DES the 2002 Consumer Confidence Report containing calendar year 2001 drinking water information; and

**2 By October 1, 2002**, submit to DES the 2002 CCR certification.

In the event compliance is not achieved within this period, DES may take further enforcement action. These actions include issuing an order requiring the deficiencies to be corrected, initiating an administrative fine proceeding, and/or referring the matter to the NH Department of Justice for imposition of appropriate penalties.

A CCR template with instructions is available for downloading free of charge at [www.des.state.nh.us/wseb/ccr.htm](http://www.des.state.nh.us/wseb/ccr.htm). If your system uses the state laboratory, laboratory results are available from this website also.

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The copy of the 2002 CCR and 2002 CCR certification as requested above should be addressed as follows:

Alan Leach  
Department of Environmental Services  
Water Supply Engineering Bureau  
6 Hazen Drive, PO Box 95  
Concord, NH 03302-0095

Please contact Richard Thayer at (603) 271-2950 or by email at *rthayer@des.state.nh.us*, if you have any technical questions regarding the preparation and certification of the 2002 CCR. If you have any questions concerning this letter, please contact Alan Leach at (603) 271-2854 or by email at *aleach@des.state.nh.us*.

Sincerely,

  
**COPY**  
Anthony P. Giunta, P.G., Administrator  
Water Supply Engineering Bureau

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cc: ✓Gretchen Rule, DES Legal Unit  
Robert Rivard, Town of Charlestown Health Officer  
Robert Irwin, Primary Operator  
EPA, Region 1